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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- x  
JON ADAMS,

Plaintiff,

against

LABATON, SUCHAROW & RUDOFF LLP,

Defendant.  
----- x

Case No.: 07-CV-7017 (DAB)

**DECLARATION OF  
BETTINA B. PLEVAN, ESQ.**

**ECF Case**

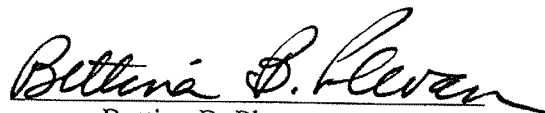
BETTINA B. PLEVAN, pursuant to 28 U.S.C. § 1746, declares as follows:

1. I am a member of Proskauer Rose LLP, attorneys for Defendant Labaton, Sucharow & Rudoff LLP ("Labaton"). I submit this declaration in support of Labaton's Motion to Dismiss the Complaint.

2. Annexed hereto as Exhibit A is a true and correct copy of the Complaint, filed on or about August 6, 2007.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: New York, New York  
October 8, 2007

  
Bettina B. Plevan